

Message Text

PAGE 01 STATE 216093

62
ORIGIN L-03

INFO OCT-01 ISO-00 ONY-00 /004 R

DRAFTED BY L:MDSANDLER
APPROVED BY L:MBFELDMAN
DESIRED DISTRIBUTION
L ONLY

----- 058642

O 312156Z AUG 76
FM SECSTATE WASHDC
TO AMEMBASSY MADRID IMMEDIATE

S E C R E T STATE 216093

E.O. 11652: GDS

TAGS: MD, OVIP

SUBJECT: CURRENT EVENTS IN L

REF: MADRID 6616

PASS MONROE LEIGH FROM SANDLER

1. CANADIAN BOUNDARY NEGOTIATIONS: FELDMAN ATTEMPTING TO ARRANGE SEPTEMBER 23 OR 24 MEETING, BUT COPITHORNE AWAY UNTIL LABOR DAY.
2. SOVEREIGN IMMUNITY: FLOWERS SUBCOMMITTEE HAS MARK UP SCHEDULED FOR TOMORROW. I WILL ATTEND. SUBCOMMITTEE COUNSEL, HOWEVER, IS NOT CERTAIN THAT OUR BILL WILL ACTUALLY BE CONSIDERED. ABA YESTERDAY MAILED LETTERS TO FLOWERS, RODINO, EASTLAND AND OTHERS.
3. L ACTIVITIES REPORT: BEGINNING TODAY, I WILL CABLE COPIES OF REPORTS TO YOU. SELECTED ITEMS FROM REPORTS OF AUGUST 17 TO AUGUST 30 FOLLOW.
4. AUGUST 17 - L DAILY ACTIVITIES REPORT:
SECRET

PAGE 02 STATE 216093

-- --ALDRICH MET WITH HABIB, LEWIS AND SHLAUDEMAN TO CONSIDER THE PROBLEMS RAISED BY PUERTO RICO'S INCREASING DESIRES TO PARTICIPATE AS A SEPARATE ENTITY IN INTERNATIONAL CONFERENCES AND TO CONCLUDE INTERNATIONAL AGREE-

MENTS ON ITS OWN BEHALF. WE SHALL BE REVIEWING THE NEW PROPOSED U.S.-PUERTO RICO COMPACT AND WORKING TO DEVELOP A LOGICAL AND DEFENSIBLE POSITION ON THIS PROBLEM.

-- --SCHWEBEL REVIEWED AND SHARPLY REVISED A DRAFT STATEMENT WHICH THE G-8 MIGHT MAKE AT CIEC DESIGNED TO SATISFY SAUDI ARABIAN DEMANDS THAT INVESTMENTS OF SURPLUS OIL REVENUES IN THE WEST BE GUARANTEED AGAINST FREEZING OR CONFISCATION. ISSUING ANY SUCH GUARANTEE (EVEN AS A DECLARATION OF POLITICAL INTENT) WILL PREJUDICE U.S. INTERESTS BECAUSE IT WILL APPEAR INFERENTIALLY TO APPROVE SAUDI TAKEOVER WITH DERISORY COMPENSATION OF ARAMCO'S INTERESTS, WILL UNDERCUT THE U.S. RESERVATION OF RIGHTS IN RESPECT OF SUCH TAKEOVERS, AND, BY AMELIORATING ANY SAUDI UNEASE AT THE FATE OF ITS INVESTMENTS IN THE EVENT IT JOINS IN ANOTHER OIL EMBARGO, WILL INCREASE THE POSSIBILITY OF ANOTHER EMBARGO. NEGOTIATIONS WITH THE SAUDIS ON THE SUBJECT ARE LIKELIER TO PREJUDICE THAN PROMOTE CIEC'S OUTCOME.

5. AUGUST 18 - L DAILY ACTIVITIES REPORT:

-- --SCHWEBEL SENT A MEMORANDUM TO EUR ASSESSING AS WEAK GREECE'S CLAIM THAT THE ICJ HAS JURISDICTION IN THE AEGEAN CONTINENTAL SHELF DISPUTE. IT IS NEVERTHELESS POSSIBLE THAT THE COURT MIGHT INDICATE INTERIM MEASURES OF PROTECTION BEFORE REACHING A DECISION ON ITS JURISDICTION.

-- --SCHWEBEL PREPARED A MEMORANDUM NOTING THAT GREECE AND TURKEY HAVE A BILATERAL TREATY PROVIDING FOR CONCILIATION OF DISPUTES AND RAISING THE QUESTION OF WHETHER CONCILIATION MIGHT NOT BE A POSSIBILITY FOR THE CURRENT DISPUTE OVER THE AEGEAN CONTINENTAL SHELF.

6. AUGUST 19 - L DAILY ACTIVITIES REPORT:

SECRET

PAGE 03 STATE 216093

-- --ALDRICH CONSULTED WITH HABIB, DEFENSE GENERAL COUNSEL AND PHIL BUCHEN CONCERNING THE IMPLICATION OF THE WAR POWERS RESOLUTION FOR PLANNED DEPLOYMENTS TO KOREA. ALL AGREE THAT CONSULTATION IS NOT REQUIRED. DOD GC BELIEVES THE SECOND DEPLOYMENT MAKES A REPORT NECESSARY UNDER SEC. 4(A)(3)--SUBSTANTIAL ENLARGEMENT OF EXISTING FORCES.

I THINK THIS IS DEBATABLE AND SO DOES BUCHEN.

-- --SCHWEBEL REVIEWED AND SUGGESTED REVISIONS IN A MEMORANDUM OF ARA AND EB DEALING WITH THE PROBLEM OF WHETHER THE HARKIN AMENDMENT NOW REQUIRES A U.S. VOTE IN THE IADB AGAINST A LOAN TO ARGENTINA. L'S JUDGMENT IS THAT A NEGATIVE VOTE IS REQUIRED.

-- --SCHWEBEL REVISED AN NEA MEMORANDUM ON THE PROBLEM OF ACCORDING IMMUNITY TO AMBASSADOR HELMY.

7. AUGUST 20 - L DAILY ACTIVITIES REPORT:

-- --ALDRICH ATTENDED AN INTERAGENCY MEETING IN THE WHITE HOUSE, CHAIRED BY PHIL BUCHEN, TO CONSIDER WHETHER THE PROPOSED MEAT IMPORT REGULATIONS MAKE IT UNNECESSARY TO CONTINUE PROCEDURES BEFORE THE FOREIGN TRADE ZONES BOARD ON THE MAYAGUEZ FREE ZONE. AS WE URGED, IT WAS DECIDED TO CONTINUE PROCEEDINGS BEFORE THE TRADE BOARD. WE ALSO DISCOVERED THAT BUCHEN APPARENTLY DID NOT REALIZE THAT THE PROPOSED REGULATIONS WOULD FORCE US TO VIOLATE THE RESTRAINT AGREEMENTS, AND WE MADE CERTAIN THAT HE NOW UNDERSTANDS THIS.

-- --SCHWEBEL TOOK PART IN A MEETING OF THE CLASSIFICATION COMMITTEE WHICH, AGAINST L'S ADVICE, DECIDED THAT NONE OF HOWARD HUGHES' PASSPORT APPLICATION COULD BE RELEASED IN RESPONSE TO AN FOI REQUEST. IT IS RECOGNIZED THAT THIS DECISION WILL PROBABLY LEAD TO LITIGATION WHICH THE U.S. WILL PROBABLY LOSE.

8. AUGUST 23 - L DAILY ACTIVITIES REPORT:

SECRET

PAGE 04 STATE 216093

-- ALDRICH REVISED PRESS GUIDANCE CONCERNING OUR INTERPRETATION OF THE WAR POWERS RESOLUTION TO THE EFFECT THAT A REPORT WAS NOT REQUIRED FOR THE AUGMENTATION OF AMERICAN AIR FORCES IN KOREA.

-- ALDRICH CONSULTED WITH NEA (DAY) CONCERNING THE LEGAL ISSUES INVOLVED IN ISRAELI HARASSMENT OF AMOCO'S SHIPS IN THE GULF OF SUEZ. THERE ARE DIFFICULT ISSUES INVOLVED HERE, AND WE SHALL BE MEETING WITH AMOCO REPS TOMORROW.

9. AUGUST 24 - L DAILY ACTIVITIES REPORT:

-- ALONG WITH NEA (DAY) ALDRICH MET SEVERAL EXECUTIVES OF AMOCO TO DISCUSS THEIR PROBLEMS IN THE GULF OF SUEZ. ALTHOUGH THEY ARE INTERESTED IN ANY ASSISTANCE WE MAY BE ABLE TO GIVE WITH A VIEW TO A CESSATION OF ISRAELI HARASSMENT, THEIR MAIN CONCERN IS ISRAELI EXPLORATORY DRILLING IN AREAS TO WHICH AMOCO HAS CONCESSIONS. WE TOLD THEM THAT, ALTHOUGH OUR LEGAL CASE IS STRONGER IN THIS LATTER SITUATION THAN IT IS WITH RESPECT TO HARASSMENT, WE WERE LESS OPTIMISTIC.

-- ALDRICH REVIEWED AND REQUESTED EXTENSIVE REVISIONS IN A DRAFT PAPER ON THE QUESTION OF EXPORT OF ENRICHED URANIUM

TO SOUTH AFRICA. THE PROLIFERATION AND SECURITY CONSIDERATIONS DESERVE EXTENSIVE TREATMENT, WHICH THEY HAVE NOT SO FAR BEEN GIVEN.

-- FELDMAN CONSULTED WITH EB AND INITIATED PREPARATIONS OF A DRAFT INTERNATIONAL AGREEMENT ON ILLICIT PAYMENTS. THE FIRST MEETING OF THE EXPERTS GROUP ESTABLISHED BY ECOSOC AT U.S. INITIATIVE WILL BE HELD THE WEEK OF OCTOBER 11.

-- SCHWEBEL TESTIFIED BEFORE THE SENATE COMMITTEE ON FOREIGN RELATIONS IN SUPPORT OF AMENDING THE FOREIGN CLAIMS SETTLEMENT ACT TO PROVIDE FOR ADJUDICATION OF PRIVATE U.S. CLAIMS AGAINST THE GERMAN DEMOCRATIC REPUBLIC. THE COMMITTEE DECIDED TO REPORT THE BILL OUT FAVORABLY.

SECRET

PAGE 05 STATE 216093

10. AUGUST 25 - L DAILY ACTIVITIES REPORT:

-- ALDRICH MET WITH THE HEAD OF THE TREATIES SECTION OF THE JAPANESE FOREIGN OFFICE TO REVIEW DEVELOPMENTS IN THE CURRENT FISHERIES NEGOTIATIONS. HE STRESSED JAPAN'S NEED FOR US TO SHOW THE UTMOST FLEXIBILITY OUR LAW WILL PERMIT,

PARTICULARLY IN MATTERS OF PHRASING, TO PERMIT THEM TO ACCEPT A TEXT THAT THEY CAN DEFEND IN JAPAN. I ASSURED HIM THAT WE WOULD DO OUR BEST.

-- ALDRICH ACCOMPANIED JOE GREENWALD TO A WHITE HOUSE MEETING ON THE MAYAGUEZ MEAT IMPORT PROBLEM. ED SCHMULTZ (BUCHEN'S DEPUTY) HAS BEGUN TO PERCEIVE THE POLITICAL RISKS FOR THE ADMINISTRATION IN THE COURSE BEING PURSUED BY AGRICULTURE AND HAS ASKED US AND AGRICULTURE TO DRAFT AN OPTIONS PAPER FOR CONSIDERATION BY THE EPB AND THEN THE PRESIDENT.

-- FELDMAN CONSULTED WITH JOHN ROUSE (EUR) AND STAFF OF THE CHURCH SUBCOMMITTEE ON MNC'S CONCERNING THE SUBCOMMITTEE'S INVESTIGATION OF THE F14 SALE TO IRAN. THE SUBCOMMITTEE PLANS TO HOLD PUBLIC HEARINGS ON THE SALE IN THE SECOND WEEK OF SEPTEMBER AND WILL PROBABLY WANT A SENIOR DEPARTMENT OFFICIAL TO TESTIFY. THE STAFF ALSO WANTED TO INTERVIEW MR. ROUSE CONCERNING THE COMPANY'S SALES EFFORTS AND USG ACTIONS IN IRAN.

-- SCHWEBEL RESPONDED TO A LETTER FROM THE ACLU PROTESTING THAT TRAVEL RESTRICTIONS IMPOSED ON PLO REPRESENTATIVES TO THE UN ARE UNCONSTITUTIONAL, SAYING THAT IN THE DEPARTMENT'S VIEW SUCH RESTRICTIONS COMPORT WITH THE CONSTITUTION THE UN HEADQUARTERS AGREEMENT AND ESTABLISHED PRACTICE.

11. AUGUST 26 - L DAILY ACTIVITIES REPORT:

-- FELDMAN REVIEWED TREASURY PAPERS ON U.S. EXPROPRIATION POLICY WHICH PROPOSE NEW GUIDELINES FOR THE APPLICATION OF STATUTORY SANCTIONS. HE ADVISED EB THAT WE SEE LITTLE MERIT IN ATTEMPTING TO CODIFY GUIDELINES FOR APPLICATION OF THE STATUTORY "APPROPRIATE STEPS" STANDARD.

SECRET

PAGE 06 STATE 216093

-- SCHWEBEL TESTIFIED BEFORE A SUBCOMMITTEE ON HIRC ON LEGISLATION AUTHORIZING THE FOREIGN CLAIMS SETTLEMENT COMMISSION TO ADJUDICATE CERTAIN CLAIMS AGAINST THE GDR. COUNSEL FOR THE CONFERENCE ON JEWISH MATERIAL CLAIMS PROPOSED THAT IT BE MADE CLEAR THAT THE COMMISSION COULD ACT ON CLAIMS OF AMERICAN ORGANIZATIONS WHICH INCURRED EXPENDITURES REHABILITATING VICTIMS OF NAZISM OR WHICH MAINTAIN THAT THEY ARE HEIRS TO HEIRLESS PROPERTY. CHAIRMAN BINGHAM SEEMED SYMPATHETIC, POSING A PROBLEM WE SHALL HAVE TO RESOLVE.

12. AUGUST 27 - L DAILY ACTIVITIES REPORT:

-- ALDRICH SENT A LETTER TO JUSTICE (SCALIA) REQUESTING THREE IMPORTANT CHANGES IN THE DRAFT ELECTRONIC SURVEILLANCE BILL AS REPORTED OUT OF THE SENATE INTELLIGENCE COMMITTEE. AT LEAST ONE OF THESE CHANGES (TO PREVENT COURTS FROM LOOKING BEHIND A CERTIFICATION OF NEED) IS OF SUCH IMPORTANCE THAT WE SHALL HAVE TO CONSIDER RECOMMENDING A VETO IF IT IS NOT MADE.

13. AUGUST 30 - L DAILY ACTIVITIES REPORT:

-- FELDMAN MET WITH EUR AND EB TO CONSIDER WHAT CAN BE DONE TO DEAL WITH THE SEVERE REACTION IN CANADA TO THE JUSTICE DEPARTMENT'S PUBLICATION OF A LIST OF UNINDICTED CO-CONSPIRATORS IN THE POTASH ANTI-TRUST CASE INCLUDING A LARGE NUMBER OF CANADIAN PRIVATE AND POLITICAL PERSONALITIES. JUSTICE FILED A BILL OF PARTICULARS INCLUDING THIS LIST IN RESPONSE TO A DEFENSE MOTION WITHOUT CONSULTATION WITH STATE DESPITE AN EARLIER LETTER FROM THE LEGAL ADVISER INDICATING OUR CONCERN THAT SUCH PUBLICATION WOULD ADVERSELY AFFECT U.S. INTERESTS IN CANADA. WE UNDERSTAND THE CANADIAN AMBASSADOR MAY BE CALLING ON MR. ROBINSON TOMORROW.

-- SCHWEBEL REVIEWED AND REVISED A CABLE TO EMBASSIES IN PRETORIA, LONDON, BONN AND USUN ASKING THEM TO SEEK INFORMATION ON THE TERRITORIAL STATUS OF FOUR ISLANDS OFF THE COAST OF SOUTH WEST AFRICA WHERE FUR SEALS BREED,

SECRET

PAGE 07 STATE 216093

WHICH SOUTH AFRICA MAINTAINS ARE UNDER SOUTH AFRICAN
SOVEREIGNTY. THE COMMERCE DEPT. HAS ASKED STATE FOR A
LEGAL OPINION ON THEIR STATUS. ROBINSON

SECRET

<< END OF DOCUMENT >>

Message Attributes

Automatic Decaptioning: Z
Capture Date: 15 SEP 1999
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DEPARTMENTAL ADMINISTRATION
Control Number: n/a
Copy: SINGLE
Draft Date: 31 AUG 1976
Decaption Date: 28 MAY 2004
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: ShawDG
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976STATE216093
Document Source: ADS
Document Unique ID: 00
Drafter: L:MDSANDLER
Enclosure: n/a
Executive Order: 11652 GDS
Errors: n/a
Film Number: D760330-1015
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t197608103/baaaepxu.tel
Line Count: 278
Locator: TEXT ON-LINE, TEXT ON MICROFILM
Office: ORIGIN L
Original Classification: SECRET
Original Handling Restrictions: ONLY
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 6
Previous Channel Indicators:
Previous Classification: SECRET
Previous Handling Restrictions: ONLY
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: ShawDG
Review Comment: n/a
Review Content Flags:
Review Date: 28 APR 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <28 APR 2004 by buchant0>; APPROVED <23 AUG 2004 by ShawDG>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CURRENT EVENTS IN L
TAGS: OVIP, SP
To: MADRID
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006